

January 13, 1954

KAISER GYPSUM COMPANY, INC., owner of that portion of Government Lot 4, Sec. 19, Twp. 24 N., R. 4 E., W.M., described as follows:

Beginning at a point on the westerly marginal line of E. Marginal Way from which point the intersection of said westerly line with the south line of West Fidalgo Street, as established by Ordinance No. 46352 of the City of Seattle, bears N. 19°36'23" W. a distance of 300.0 feet; running thence S. 19°36'23" E. along said westerly line of E. Marginal Way 223.25 feet; thence S. 9°23'54" W. 137.11 feet; thence S. 70°02'54" W. 97.67 feet; thence S. 40°43'54" W. 616.98 feet; thence N. 49°16'06" W. 134.10 feet; thence S. 70°23'37" W. 34.0 feet to the easterly line of the Duwamish Waterway as now located and established; thence N. 19°35'39" W. along the easterly line of said waterway 372.58 feet; thence N. 70°23'37" E. 145.46 feet; thence S. 19°36'23" E. 340.00 feet; thence N. 70°23'37" E. 655.00 feet to the point of beginning

for and in consideration of a permit to construct a side sewer to connect these premises at a grade less than the minimum grade of two per cent (2%) required by Ordinance No. 82321 of the City of Seattle

do hereby agree to indemnify and save harmless the City of Seattle from all future damages resulting from such connection.

THIS AGREEMENT shall be a covenant running with the land and shall be binding upon all parties and their heirs and assigns forever.

IN WITNESS WHEREOF \_\_\_\_\_ hereunto set \_\_\_\_\_ hand \_\_\_\_\_ and seal \_\_\_\_\_ the day and year first above written.

Carl R. Olson (SEAL)  
Vice-President (SEAL)

California  
STATE OF WASHINGTON  
Alameda ) ss.  
COUNTY OF KING )

On this 14 day of January, A.D., 1954, before me personally appeared Carl R. Olson

\_\_\_\_\_ to me known to be the Vice President of the corporation that executed the within and foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and each on oath stated that he was authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year first above written.

Phyllis Sagehorn Hall  
Notary Public in and for the State  
of Washington, residing at Seattle.  
California Oakland  
My Commission Expires April 2, 1957